

Exhibit 5

(Filed Under Seal)

In the Matter Of:

FAIR ISAAC CORPORATION

vs

FEDERAL INSURANCE COMPANY, et al.

RAMESH PANDEY

November 13, 2018

RAMESH PANDEY - 11/13/2018

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF MINNESOTA

3 FAIR ISAAC CORPORATION, : Case No.
4 a Delaware corporation, : 16-cv-1054(WMW/DTS)
5 Plaintiff, :
6 v. :
7 FEDERAL INSURANCE :
8 COMPANY, an Indiana :
9 corporation, and ACE :
10 AMERICAN INSURANCE :
11 COMPANY, a Pennsylvania :
12 corporation, :
13 Defendants. :

14 Transcript of the videotape deposition of
15 RAMESH PANDEY, called for Oral Examination in the
16 above-captioned matter, said deposition taken by and
17 before SILVIA P. WAGE, a Certified Shorthand
18 Reporter, Certified Realtime Reporter, Registered
19 Professional Reporter, and Notary Public for the
20 States of New Jersey, New York and Pennsylvania, at
21 REGUS, 55 Madison Avenue, Fourth Floor, Morristown,
22 New Jersey, on Tuesday, November 13, 2018,
23 commencing at 9:08 a.m.

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25 JOB NO. MP-192938

RAMESH PANDEY - 11/13/2018

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<p style="text-align: right;">Page 154</p> <p>1 we'll move on from there.</p> <p>2 MR. FLEMING: He did say that, but...</p> <p>3 A. I don't recall it. I don't remember</p> <p>4 it.</p> <p>5 MR. FLEMING: That's what he said.</p> <p>6 Q. I did not hear that answer so...</p> <p>7 A. I was just telling that the guy</p> <p>8 started, you know, this was created in May. It was</p> <p>9 too early for me, probably.</p> <p>10 Q. Good.</p> <p>11 A. I was learning more Chubb at that</p> <p>12 time.</p> <p>13 Q. Okay.</p> <p>14 (Deposition Exhibit 160, e-mail</p> <p>15 string FED003522_0001 to FED003522_0004</p> <p>16 marked Confidential and attachment, was</p> <p>17 marked for identification.)</p> <p>18 Q. This document, Exhibit 160, you see</p> <p>19 in the first page from its date, July 7, 2014, is, I</p> <p>20 guess, similarly at the beginning of your time with</p> <p>21 the company.</p> <p>22 You're not shown as being on the</p> <p>23 e-mail.</p> <p>24 A. Yeah, I'm not.</p> <p>25 Q. Okay. Can you identify the nature of</p>	<p style="text-align: right;">Page 156</p> <p>1 Q. Yes.</p> <p>2 (There is a discussion off the</p> <p>3 record.)</p> <p>4 A. Column "N" for Nancy.</p> <p>5 Q. And then you see "Raleigh" is</p> <p>6 identified a couple of times.</p> <p>7 That's Raleigh, North Carolina?</p> <p>8 A. Yes, data center.</p> <p>9 Q. And then it identifies Toronto as a</p> <p>10 data center?</p> <p>11 A. Yes.</p> <p>12 Q. Is Toronto still a data center for</p> <p>13 Blaze Advisor?</p> <p>14 A. I don't think so. With Toronto --</p> <p>15 what happened, actually, we are consolidating the</p> <p>16 data centers. We had 48 data centers before.</p> <p>17 Raleigh was one of them. Canada was another one.</p> <p>18 Q. Before when, if I can interrupt?</p> <p>19 A. Before merger.</p> <p>20 Q. Okay.</p> <p>21 A. And after that, we made that we need</p> <p>22 only eight data centers. And Canada was not one of</p> <p>23 those eight. So we are migrating everything to</p> <p>24 Raleigh.</p> <p>25 Q. How many data centers today are there</p>
<p style="text-align: right;">Page 155</p> <p>1 the attachment entitled, "CAZ ChEAR report"? Do you</p> <p>2 know what that means?</p> <p>3 A. "ChEAR," Chubb Enterprise</p> <p>4 Architecture report.</p> <p>5 Q. And --</p> <p>6 A. "CAZ," Canada zone probably. I'm</p> <p>7 guessing. But I never heard about this word "CAZ."</p> <p>8 Q. Before the lunch, you weren't</p> <p>9 remembering what "CAZ" meant.</p> <p>10 A. Yeah, that's what I'm saying. I know</p> <p>11 I heard of this, "CAZ."</p> <p>12 But really what we use to the naming</p> <p>13 Canada we used "Z" for "Zone," right. And "CA" --</p> <p>14 but Canada is a country, not a Zone. So it doesn't</p> <p>15 make sense.</p> <p>16 Q. Alright. And as I read this document</p> <p>17 under column "N" --</p> <p>18 MR. FLEMING: Talking about the</p> <p>19 attachment?</p> <p>20 MR. HINDERAKER: I am. Thank you.</p> <p>21 Q. With the document being 1 of 2, you</p> <p>22 know, the attachment on the page being 1 of 2?</p> <p>23 A. Yeah.</p> <p>24 Q. It identifies data center location.</p> <p>25 A. Yeah, in column "N."</p>	<p style="text-align: right;">Page 157</p> <p>1 in the United States?</p> <p>2 A. Oh, you have to have only two,</p> <p>3 primary and secondary.</p> <p>4 Q. And they are located where?</p> <p>5 A. Raleigh and Salisbury, Connecticut.</p> <p>6 Q. And outside of the United States</p> <p>7 today, where are the data centers located?</p> <p>8 A. So, for Latin America, it's either</p> <p>9 somewhere in Texas, Dallas, I think. For Europe,</p> <p>10 it's in Crowley (phonetic), London. Singapore, I</p> <p>11 think, but that's not my -- I'm not...</p> <p>12 Q. You said there were eight data</p> <p>13 centers today?</p> <p>14 A. I'm just -- two of them I know.</p> <p>15 Other one I know because it's in Dallas, but it</p> <p>16 supports the Latin America, all the...</p> <p>17 And Crowley (phonetic) I know because</p> <p>18 that's sort of -- but I think it's one in Singapore.</p> <p>19 Other one I don't know where they are.</p> <p>20 Q. Okay. Do you know if there's one in</p> <p>21 Australia, a data center?</p> <p>22 A. No, I don't think so. I don't know.</p> <p>23 Q. You don't one way or the other?</p> <p>24 A. I don't know.</p> <p>25 Q. Are all of the applications --</p>

<p style="text-align: right;">Page 158</p> <p>1 speaking today, are all of the applications that</p> <p>2 support insurance policies sold in Canada hosted</p> <p>3 from the data center in Raleigh?</p> <p>4 A. Raleigh.</p> <p>5 Q. Do you know when the migration from</p> <p>6 the Toronto data center to everything being on the</p> <p>7 Raleigh data center was completed?</p> <p>8 A. Completed no, I don't. Exact date, I</p> <p>9 don't know. It's somewhere -- it was unleashed 2018</p> <p>10 or late 2017. But I don't know the exact month.</p> <p>11 (Deposition Exhibit 161, Architecture</p> <p>12 Introduction - Fiduciary PI Model</p> <p>13 FED006068_0001 to FED006068_0006 marked</p> <p>14 Confidential, was marked for</p> <p>15 identification.)</p> <p>16 Q. This Exhibit 161 is dated January 22,</p> <p>17 2015. It has a title, "Architecture Introduction -</p> <p>18 Fiduciary PI Model," and it is prepared by Joanne</p> <p>19 Kelly.</p> <p>20 Who is Joanne Kelly, if you know?</p> <p>21 A. She used to be the architect on the</p> <p>22 compliance team.</p> <p>23 Q. Do you know -- what is your</p> <p>24 understanding of the meaning of a "fiduciary PI</p> <p>25 model?"</p>	<p style="text-align: right;">Page 160</p> <p>1 center, service center, those guys. Sometimes it</p> <p>2 comes with the project management team. This is</p> <p>3 what we want to do, this is what we think we should</p> <p>4 do. Let's see how much in the bank, how many people</p> <p>5 we need, how long it will take.</p> <p>6 Q. Did you say project management team</p> <p>7 or product management team?</p> <p>8 A. Product managers have the project</p> <p>9 manager inside. It's like every product they cannot</p> <p>10 speak IT terms. So they need somebody who is like</p> <p>11 project manager for products.</p> <p>12 Q. Alright. So slowing it down a little</p> <p>13 bit, we talked earlier this morning about what a</p> <p>14 "product" is.</p> <p>15 A. Yes.</p> <p>16 Q. A form of "coverage?"</p> <p>17 A. Yeah.</p> <p>18 Q. So somebody that is responsible for</p> <p>19 the product would like to have IT support for the</p> <p>20 product, that person works with a project manager?</p> <p>21 A. Yeah.</p> <p>22 Q. Who then interfaces with IT --</p> <p>23 A. Yeah, yeah.</p> <p>24 Q. -- to describe the desired scope?</p> <p>25 A. Yeah.</p>
<p style="text-align: right;">Page 159</p> <p>1 A. "PI" the "profitability indicator</p> <p>2 model? "I don't know why she put the "fiduciary."</p> <p>3 I don't really know what that is.</p> <p>4 Q. Okay, fair enough. Fair enough.</p> <p>5 That's all I'm asking.</p> <p>6 Are you familiar with this form of</p> <p>7 document?</p> <p>8 A. Okay. So there are similar documents</p> <p>9 and I'm guessing that that's all it probably is.</p> <p>10 MR. FLEMING: He's not asking you to</p> <p>11 guess.</p> <p>12 THE WITNESS: Okay.</p> <p>13 A. This appears like part of the</p> <p>14 document which we used to use to capture the scope</p> <p>15 saying that in the future we are -- we want to do</p> <p>16 the project and that's how the project will look</p> <p>17 like, scoping terms stuff.</p> <p>18 Q. Okay. Who gives you the "scoping"</p> <p>19 information?</p> <p>20 Let me rephrase that question to be</p> <p>21 more precise.</p> <p>22 Who gives IT the "scoping"</p> <p>23 information?</p> <p>24 A. It comes from the front people.</p> <p>25 Sometimes it comes with the operations team, call</p>	<p style="text-align: right;">Page 161</p> <p>1 Q. Okay. So the original source of the</p> <p>2 desire for the technology application comes from</p> <p>3 persons responsible for the products, the forms of</p> <p>4 coverage?</p> <p>5 A. Products or operations.</p> <p>6 Q. Or operations?</p> <p>7 A. Yeah. Operations guy, they need it</p> <p>8 because they have to run the report. If somebody</p> <p>9 asks you like how your office run, how much you</p> <p>10 bring the money, how much you spend the money.</p> <p>11 Q. Okay.</p> <p>12 A. Somebody there who creates all the</p> <p>13 reports, that's not product guys, it's operations</p> <p>14 guys.</p> <p>15 Q. So we've identified "operations"</p> <p>16 people?</p> <p>17 A. Yes.</p> <p>18 Q. And we've identified "product"</p> <p>19 people?</p> <p>20 A. Yeah. Product guys are the guy that</p> <p>21 build the product and they sell. Operations guys is</p> <p>22 the one who keeps all the documentation.</p> <p>23 Q. I understand the difference.</p> <p>24 And how about the underwriters, do</p> <p>25 you put them in the "product" category?</p>